

MESSAGE NO: 0027206 MESSAGE DATE: 01/27/2000
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: PRE-Preliminary PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-853

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/03/2000 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: NOTICE OF PRELIMINARY DETERMINATION IN THE ANTIDUMPING DUTY
INVESTIGATION OF BULK ASPIRIN FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-853)

MESSAGE NO: 0027206 DATE: 01 27 2000

CATEGORY: ADA TYPE: PRE

REFERENCE: REFERENCE DATE:

CASES: A - 570 - 853 - -

- - - -

- - - -

PERIOD COVERED: 01 03 2000 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, TRADE ENFORCEMENT & CONTROL

RE: NOTICE OF PRELIMINARY DETERMINATION IN THE ANTIDUMPING
DUTY INVESTIGATION OF BULK ASPIRIN FROM THE PEOPLE'S
REPUBLIC OF CHINA (A-570-853)

1. ON JANUARY 3, 2000, THE DEPARTMENT OF COMMERCE PUBLISHED IN
THE FEDERAL REGISTER ITS PRELIMINARY DETERMINATION OF SALES
AT LESS THAN FAIR VALUE IN THE ANTIDUMPING DUTY
INVESTIGATION OF BULK ASPIRIN FROM THE PEOPLE'S REPUBLIC OF
CHINA (PRC) (A-570-853).

2. THE PRODUCT COVERED BY THIS INVESTIGATION IS BULK ASPIRIN,
WHICH IS COMMONLY REFERRED TO AS "ASPIRIN", WHETHER OR NOT
IN PHARMACEUTICAL OR COMPOUND FORM, NOT PUT UP IN DOSAGE

FORM (TABLET, CAPSULE, POWDERS OR SIMILAR FORM FOR DIRECT HUMAN CONSUMPTION). BULK ASPIRIN MAY BE IMPORTED IN TWO FORMS, AS PURE ORTHO-ACETYLSALICYLIC ACID OR AS MIXED ORTHO-ACETYLSALICYLIC ACID. PURE ORTHO-ACETYLSALICYLIC ACID CAN BE EITHER IN CRYSTAL FORM OR GRANULATED INTO A FINE POWDER (PHARMACEUTICAL FORM). THIS PRODUCT HAS THE CHEMICAL FORMULA C₉H₈O₄. IT IS DEFINED BY THE OFFICIAL MONOGRAPH OF THE UNITED STATES PHARMACOPOEIA ("USP") 23. IT IS CLASSIFIED UNDER THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES ("HTSUS") SUBHEADING 2918.22.1000.

MIXED ORTHO-ACETYLSALICYLIC ACID CONSISTS OF ORTHO-ACETYLSALICYLIC ACID COMBINED WITH OTHER INACTIVE SUBSTANCES SUCH AS STARCH, LACTOSE, CELLULOSE, OR COLORING MATERIALS AND/OR OTHER ACTIVE SUBSTANCES. THE PRESENCE OF OTHER ACTIVE SUBSTANCES MUST BE IN CONCENTRATIONS LESS THAN THAT SPECIFIED FOR NONPRESCRIPTION DRUG COMBINATIONS OF ASPIRIN AND ACTIVE SUBSTANCES AS PUBLISHED IN THE HANDBOOK OF NONPRESCRIPTION DRUGS, EIGHTH EDITION, AMERICAN EDITION, AMERICAN PHARMACEUTICAL ASSOCIATION. THIS PRODUCT IS CLASSIFIED UNDER HTSUS SUBHEADING 3003.90.0000. ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE MERCHANDISE UNDER QUESTION IS DISPOSITIVE. BULK ASPIRIN IS PROVIDED FOR IN SUBHEADING 2918.22.1000 OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS). ALTHOUGH THE HTSUS SUBHEADING AND THE CAS REGISTRY NUMBER ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE MERCHANDISE UNDER INVESTIGATION IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES THIS CASE HAS BEEN ASSIGNED INVESTIGATION NUMBER: A-570-853.

4. FOR IMPORTS OF BULK ASPIRIN FROM THE PRC, EXCEPT FOR BULK ASPIRIN MANUFACTURED AND EXPORTED BY JILIN PHARMACEUTICAL CO., LTD./JILIN PHARMACEUTICAL IMPORT AND EXPORT CORPORATION, (CUSTOMS ID NUMBER A-570-853-001), WHICH HAS A MARGIN OF ZERO PERCENT, THE CUSTOMS SERVICE SHALL SUSPEND

LIQUIDATION OF SUCH SHIPMENTS ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER JANUARY 3, 2000. EFFECTIVE JANUARY 3, 2000, FOR SUCH ENTRIES, CUSTOMS SHALL REQUIRE A CASH DEPOSIT OR POSTING OF A BOND EQUAL TO THE MARGINS BELOW:

MFR/PRODUCER

EXPORTER CUSTOMS ID NUMBER MARGIN PERCENTAGE
RATE

SHANDONG XINHUA PHARMACEUTICAL FACTORY A-570-853-002 11.14

PRC-WIDE RATE A-570-853-000 144.02

5. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT, VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING THE ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT RYAN LANGAN, BLANCHE ZIV OR ROSA JEONG, OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-1279, (202) 482-4207 OR (202) 482-3853, RESPECTIVELY.

6. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

PAUL SCHWARTZ

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party